

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION

IN RE: AQUEOUS FILM-FORMING
FOAMS PRODUCTS LIABILITY
LITIGATION

MDL No. 2:18-mn-2873-RMG

**This Document Relates to
ALL CASES**

**JOINT MOTION FOR EXTENSION OF TIME TO PROPOSE A PROCESS FOR
SELECTING ADDITIONAL DISCOVERY POOL PLAINTIFFS FOR TIER 2 GROUP B**

Pursuant to Local Civ. Rule 6.01 (D.S.C.), Co-Lead Counsel for Plaintiffs and Defendants respectfully move this Court for a brief extension of time to propose a process for selecting which of the Additional Discovery Pool Plaintiffs should be included as Tier 2 Group B Cases. This Motion is based on the following grounds:

1. Pursuant to CMO 26.H. [Dkt. No. 7040], the parties are to propose a process for selecting which of the Additional Discovery Pool Plaintiffs should be included as Tier 2 Group B Cases by no later than July 21, 2025. (CMO 26.H. ¶ 3).

2. CMO 26.H also provides that in advance of the August 8, 2025 status conference, the parties shall: (a) advise the Court as to the progress of Tier 2 Discovery for the Group B cases (CMO 26.H. ¶ 5); and (b) submit to the Court a proposed expert discovery schedule for currently selected Group B cases and any proposed additional Group B cases. (CMO 26.H. ¶ 6).

3. The parties jointly request an extension of time as to the July 21, 2025 deadline for the parties to propose a process for selecting which of the Additional Discovery Pool Plaintiffs should be included as Tier 2 Group B Cases to allow them to attempt to reach agreement on a

proposed process. The parties further propose that the parties submit the proposed process for selecting which of the Additional Discovery Pool Plaintiffs should be included as Tier 2 Group B Cases in conjunction with the deadlines described in Paragraph 2, above.

4. Accordingly, the parties request an extension of fourteen (14) days to propose a process for selecting which of the Additional Discovery Pool Plaintiffs should be included as Tier 2 Group B Cases. With this requested extension, the deadline for submitting the proposed process will be August 4, 2025. The parties also intend to advise the Court as to the progress of Tier 2 Discovery for the Group B Cases and submit to the Court a proposed expert discovery schedule for currently selected Group B cases and any proposed additional Group B cases on August 4, 2025.

WHEREFORE, Co-Lead Counsel for Plaintiffs and Defendants respectfully request that the Court extend the time for the parties to propose a process for selecting which of the Additional Discovery Pool Plaintiffs should be included as Tier 2 Group B Cases to August 4, 2025.

Dated: July 21, 2025

Respectfully submitted,

/s/Michael A. London

Michael A London
Douglas and London PC
One State Street, 35th Floor
New York, NY 10004
P: (212) 566-7500
mlondon@douglasandlondon.com

Scott Summy
Baron & Budd, P.C.
3102 Oak Lawn Avenue
Suite 1100
Dallas, TX 75219
P: (214) 521-3605

/s/Joseph G. Petrosinelli

Joseph G. Petrosinelli
Williams & Connolly LLP
680 Maine Ave., S.W.
Washington, DC 20024
P: (202) 434-5547
jpetrosinelli@wc.com

Michael A. Olsen
Mayer Brown LLP
71 South Wacker Drive
Chicago, IL 60606
P: (312) 701-7120
molsen@mayerbrown.com

ssummy@baronbudd.com

Joseph F. Rice
Motley Rice LLC
28 Bridgeside Blvd.
Mount Pleasant, SC 29464
P: (843) 216-9000
jrice@motleyrice.com

Co-Lead Counsel for Plaintiffs

Fred Thompson, III
Motley Rice LLC
28 Bridgeside Blvd.
Mt Pleasant, SC 29464
P: (843)-216-9000
F: (843)-216-9440
fthompson@motleyrice.com

Liaison Counsel for Plaintiffs

Co-Lead Counsel for Defendants

/s/David E. Dukes

David E. Dukes
Nelson Mullins Riley & Scarborough LLP
1320 Main Street, 17th Floor
Columbia, SC 29201
P: (803) 255-9451
F: (803) 256-7500
david.dukes@nelsonmullins.com

Brian Duffy
Duffy & Young LLC
96 Broad Street
Charleston, SC 29401
P: (843) 720-2044
F: (843) 720-2047
bduffy@duffyandyoung.com

Co-liaison Counsel for Defendants